

(Rev. 5/05)

FORM TO BE USED BY A PRISONER IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. §1983

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

(1) MARVIN Johnson 242-467
(Name of Plaintiff) (Inmate Number)

1301 E. 12th Street Wilmington DE 19829
(Complete Address with zip code)

(2) _____
(Name of Plaintiff) (Inmate Number)

(Complete Address with zip code)

(Each named party must be listed, and all names
must be printed or typed. Use additional sheets if needed)

vs.

(1) warden phil morgan
(2) Sgt. moody
(3) ms. payne
(Names of Defendants)

(Each named party must be listed, and all names
must be printed or typed. Use additional sheets if needed)

08 - 419

(Case Number)

(to be assigned by U.S. District Court)

CIVIL COMPLAINT

• • Jury Trial Requested

2008 JUL -9 AM 11:51

FILED
U.S. DISTRICT COURT
DISTRICT OF DELAWARE

I. PREVIOUS LAWSUITS

A. If you have filed any other lawsuits in federal court while a prisoner, please list the caption and case number including year, as well as the name of the judicial officer to whom it was assigned:

II. EXHAUSTION OF ADMINISTRATIVE REMEDIES

In order to proceed in federal court, you must fully exhaust any available administrative remedies as to each ground on which you request action.

- A. Is there a prisoner grievance procedure available at your present institution? • ☒ Yes • • No
- B. Have you fully exhausted your available administrative remedies regarding each of your present claims? • ☒ Yes • • No

C. If your answer to "B" is Yes:

1. What steps did you take? I contacted the grievance board
also records and the warden
2. What was the result? it took seven days the court had
to resubmit court papers for release
they said I should be released

D. If your answer to "B" is No, explain why not: _____

III. DEFENDANTS (in order listed on the caption)

(1) Name of first defendant: warden phil morgan

Employed as warden at H.R.Y.C.I.

Mailing address with zip code: 1301 E. 12th Street
Wilmington DE 19809

(2) Name of second defendant: Sgt Moody

Employed as Grievance chair person at H.R.Y.C.I.

Mailing address with zip code: 1301 E 12th Street
Wilmington DE 19809

(3) Name of third defendant: Mrs Payne

Employed as Records Supervisor at H.R.Y.C.I.

Mailing address with zip code: 1301 E. 12th Street
Wilmington DE 19809

(List any additional defendants, their employment, and addresses with zip codes, on extra sheets if necessary)

IV. STATEMENT OF CLAIM

(State as briefly as possible the facts of your case. Describe how each defendant is involved, including dates and places. Do not give any legal arguments or cite any cases or statutes. Attach no more than three extra sheets of paper if necessary.)

1. Warden Morgan. has been aware of the
Situation with delay in inmates Release
and has made no steps to improve this
he told me he contacted the records dept.
and they would handle the problem.
2. Sgt. Moody. Doesn't take any complaint
by the inmates serious she goes by the
computer and it has been wrong she told
me to sign off on the grievance when
3. the problem hasn't been resolve and also
goes by what records has. she told
me I shouldn't have gotten locked
up. and I wouldn't have this problem.
(Record supervisor) (see attached page.)

V. RELIEF

(State briefly exactly what you want the Court to do for you. Make no legal arguments. Cite no cases or statutes.)

1. I would like to be paid for every extra
day I had to sit in H.R.C.I. after
my release time. (\$5000 a day)

2. H.R.C.F. needs to look into their
Release system and make adjustments
so inmates can be released on time
and if necessary go back to the court
to find problems if there is a complaint.
3. I would like a written apology from
each staff person involved and the warden.
also that they hire a staff person
for matters just like this, and this
should not happen.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 7-5-08 day of July, 2008.

Marni Johnson
(Signature of Plaintiff 1)

(Signature of Plaintiff 2)

(Signature of Plaintiff 3)

(Continue from 1983:

Records: Supervisor: Mrs Payne:

Mrs Payne and her department has a reputation for not reading release papers sentence orders and other documents correctly.

This office has a none caring attitude for handling inmates paper work. and wont go the extra step to make sure that its correct and official.

On more than one occasion I have contacted this office, and has never gotten a response.

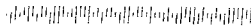
when I do hear from this office or miss payne they say they are working on it. (I never hear from them again).

MARVIN Johnson - 242467
1301 E. 12th Street
Wilmington DE 19809



EX-115

CLERK
U.S. District Court
Lockbox 18
844 N. King St.
Wilm, De. 19801



LEGAL MAIL